

Notice of Allowability

Application No.

10/688,534

Examiner

Arnel C. Lavarias

Applicant(s)

YONG ET AL.

Art Unit

2872

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 11/7/05, 10/24/05.
2. ☒ The allowed claim(s) is/are 3-4, 8-12, 15-18, 30 (renumbered 1-12).
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☒ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
- (b) ☒ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|---|--|
| 1. <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____. |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____. |

DETAILED ACTION

Information Disclosure Statement

1. The 'EP 0 608 035' document submitted on 10/24/05, which was previously listed and lined out on the 'Foreign Patent Documents' section of PTO-1449 dated 10/17/03, is acknowledged. This document is listed on the attached PTO-892 to indicate that the information contained therein has been considered.

Response to Amendment

2. The amendments to the abstract and specification of the disclosure in the submission dated 11/7/05 are acknowledged and accepted. In view of these amendments, the objections to the specification in Sections 9 and 11 of the Office Action dated 7/21/05 are respectfully withdrawn.
3. The amendments to Claims 3-4, 8-12, 15-16 in the submission dated 11/7/05 are acknowledged and accepted.
4. The cancellation of Claims 1-2, 5-7, 13-14 in the submission dated 11/7/05 is acknowledged and accepted.
5. The addition of Claim 30 in the submission dated 11/7/05 is acknowledged and accepted.
6. In view of the amendments made to the claims above, the objections to the claims in Section 12 of the Office Action dated 7/21/05 are respectfully withdrawn. Further, in

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view of the cancellation of Claim 1, the rejections in Sections 14-20 of the Office Action dated 7/21/05 are respectfully withdrawn.

Drawings

7. The replacement drawings were received on 11/7/05. The drawing changes made in these replacement drawings are acceptable.

8. The drawings filed 10/17/03 and 11/7/05 are now objected to for the following reason(s) as set forth below.

9. The drawings are objected to because of the following informalities:

Figures 1-20- Lines, numbers, and letters are not uniformly thick and well defined, clean, durable, and black (poor line quality). See 37 CFR 1.84(i).

Corrected drawing sheets in compliance with 37 CFR 1.121(d) are required in reply to the Office action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. The figure or figure number of an amended drawing should not be labeled as "amended." If a drawing figure is to be canceled, the appropriate figure must be removed from the replacement sheet, and where necessary, the remaining figures must be renumbered and appropriate changes made to the brief description of the several views of the drawings for consistency. Additional replacement sheets may be necessary to show the renumbering of the remaining figures. Each drawing sheet submitted after the filing date of an application must be labeled in the top margin as either "Replacement Sheet" or "New Sheet" pursuant to 37 CFR 1.121(d).

If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

Response to Arguments

10. The Applicants' arguments with respect to Claim 30 are noted. However, Claim 30 is newly presented and has not been previously rejected under any of the cited art of record.

11. The declaration under 37 CFR 1.132 filed 10/24/05 is insufficient to overcome the rejection of Claims 1-18 based upon 35 U.S.C. 103(a) as set forth in the last Office action because: no factual evidence supporting the Applicant's declaration were presented, and the opinions presented in the declaration are not germane to the rejections at issue.

The Applicant merely provides opinions regarding the selection and use of particular mounting means, but fails to provide adequate factual evidence supporting such opinions. For example, Applicant states that hook-and-loop type fastening means were abandoned in favor of adhesive- and magnetic-type fastening means. However, no quantitative or comparative data, such as physical dimensions of the various fastening means and fastening strength of the various fastening means, showing the favorable use of adhesive- and magnetic-type fastening means over hook-and-loop type fastening means was provided. In addition, particular features that Applicant deems important, e.g. stability of the attached light shield, possible damage to external items due to the use of particular attachment means, ease of selection of a light shield from a package of light shields, etc., are not recited in the rejected claims.

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12. The Applicants' arguments, see in particular Pages 16-30 of the submission, filed 11/7/05, with respect to the rejections of Claims 12-18, have been fully considered and are persuasive. The rejections of Claims 12-18 in Sections 21-23 of the Office Action dated 7/21/05 have been withdrawn.

Allowable Subject Matter

13. Claims 3-4, 8-12, 15-18, 30 are allowed.

Election/Restrictions

14. This application is in condition for allowance except for the presence of Claims 19-29 to inventions non-elected without traverse. Accordingly, Claims 19-29 have been cancelled.

EXAMINER'S AMENDMENT

15. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

The application has been amended as follows:

Cancel Claims 19-29.

16. The following is an examiner's statement of reasons for allowance:

Claim 30 is allowable over the cited art of record for at least the reason that the cited art of record fails to teach or reasonably suggest the combination of a camcorder having a video screen and a light shield, as generally set forth in Claim 30, the light shield of the combination including, in combination with the recited features of Claim 30, the side panels residing in contact with the front surface of the video screen panel alongside the video display screen; and a thin, narrow, elongated fastening layer of pressure sensitive adhesive extending the entire length of the mounting strip and joining the mounting strip directly to the video screen panel along a single, fixed, elongated region of attachment at a location on the video screen rearwardly from the video display screen and across the entire width thereof. Claims 3-4, 8-11 are dependent on Claim 30, and hence are allowable for at least the same reasons Claim 30 is allowable.

Claim 12 is allowable over the cited art of record for at least the reason that the cited art of record fails to teach or reasonably suggest the combination of a video camera having a video screen panel and a light shield, as generally set forth in Claim 12, the light shield of the video camera including, in combination with the features recited in Claim 12, an outboard side panel flap in contact with the front surface of the video screen panel outboard from the video screen display when the video screen is in the deployed position; an inboard side panel flap in contact with the front surface of the video screen panel inboard from the video display screen with the video screen panel is in the deployed position; and a single, narrow, elongated thin fastening mechanism formed of a magnetized material that magnetically adheres to the video screen panel along a single,

fixed, elongated region of attachment, thereby joining the mounting strip to the video screen panel at a location rearwardly from the video display screen and across the entire width thereof. Claims 15-18 are dependent on Claim 12, and hence are allowable for at least the same reasons Claim 12 is allowable.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

17. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

U.S. Patent No. 6419367 to Dion et al.

Dion et al. is being cited to evidence a conventional glare shield for attachment to a video recorder or camcorder (See for example Figures 1, 2, 4). However, the glare shield (See 10 in Figures 1, 2, 4) does not specifically disclose a thin, narrow, elongated fastening layer of either a magnetized material or a pressure sensitive adhesive extending the entire length of a mounting strip and joining the mounting strip directly to the video screen panel along a single, fixed, elongated region of attachment at a location on the video screen rearwardly from the video display screen and across the entire width thereof.

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18. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Arnel C. Lavarias whose telephone number is 571-272-2315. The examiner can normally be reached on M-F 9:30 AM - 6 PM EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Drew Dunn can be reached on 571-272-2312. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Arnel C. Lavarias
Patent Examiner
Group Art Unit 2872
1/13/06



REPLACEMENT SHEET

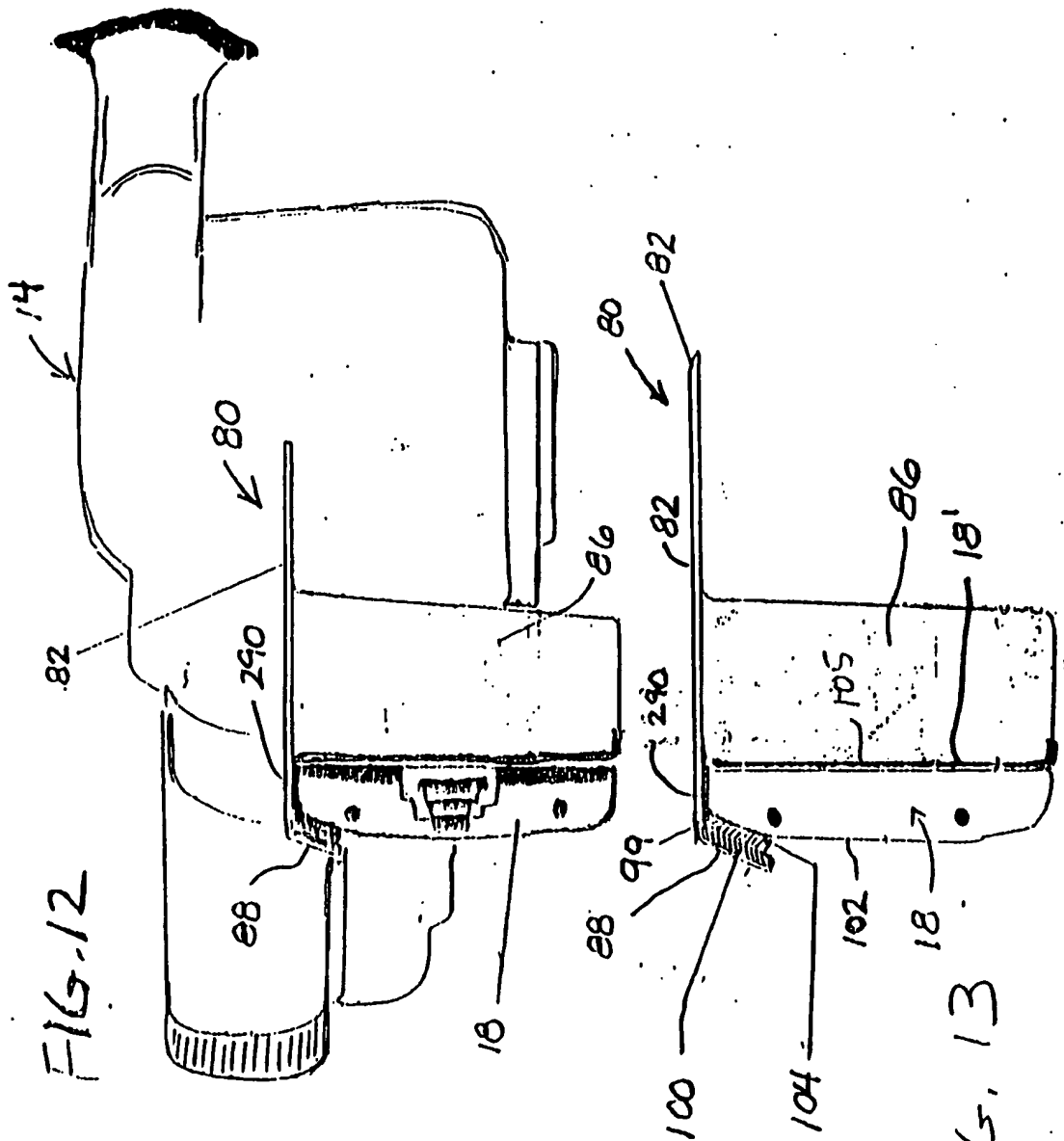


FIG. 12

FIG. 13

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Drawing Changes
Approved
1/13/06



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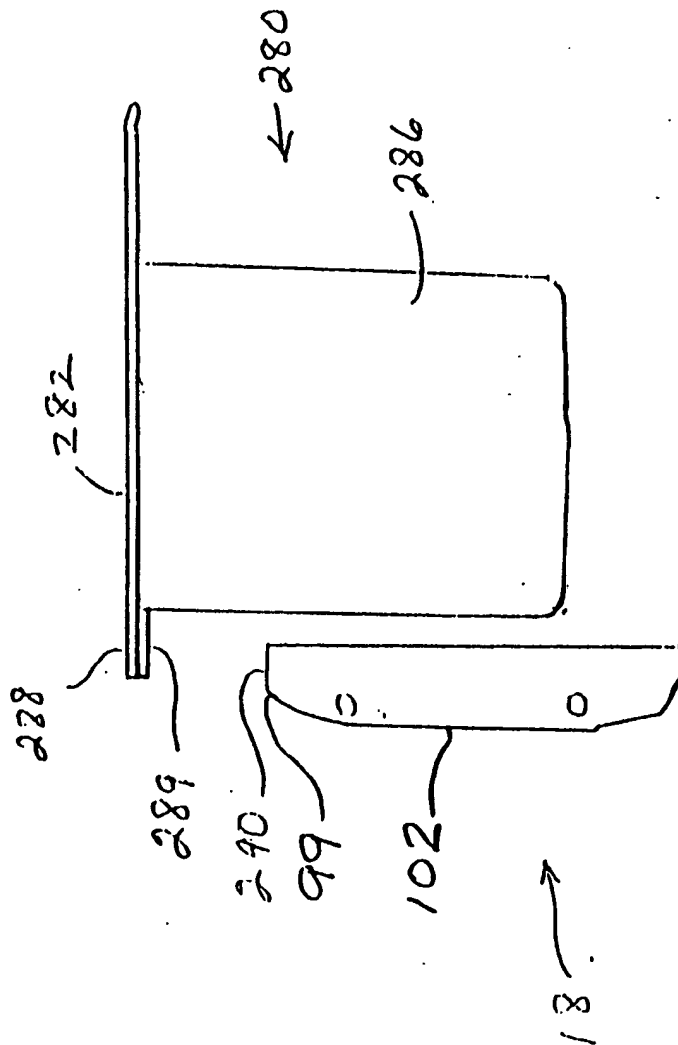


FIG. 13A

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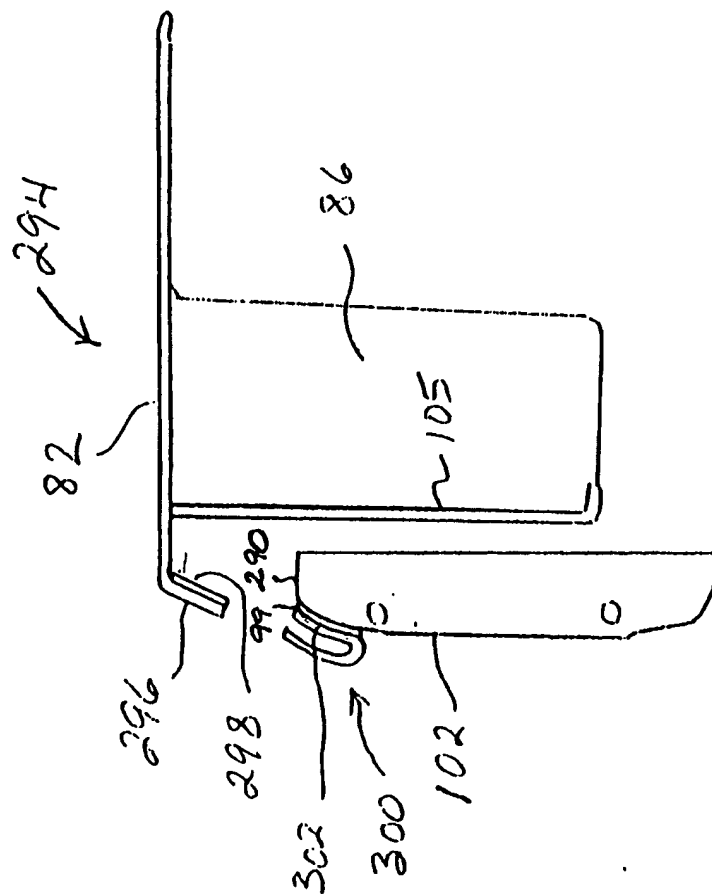


FIG. 13B

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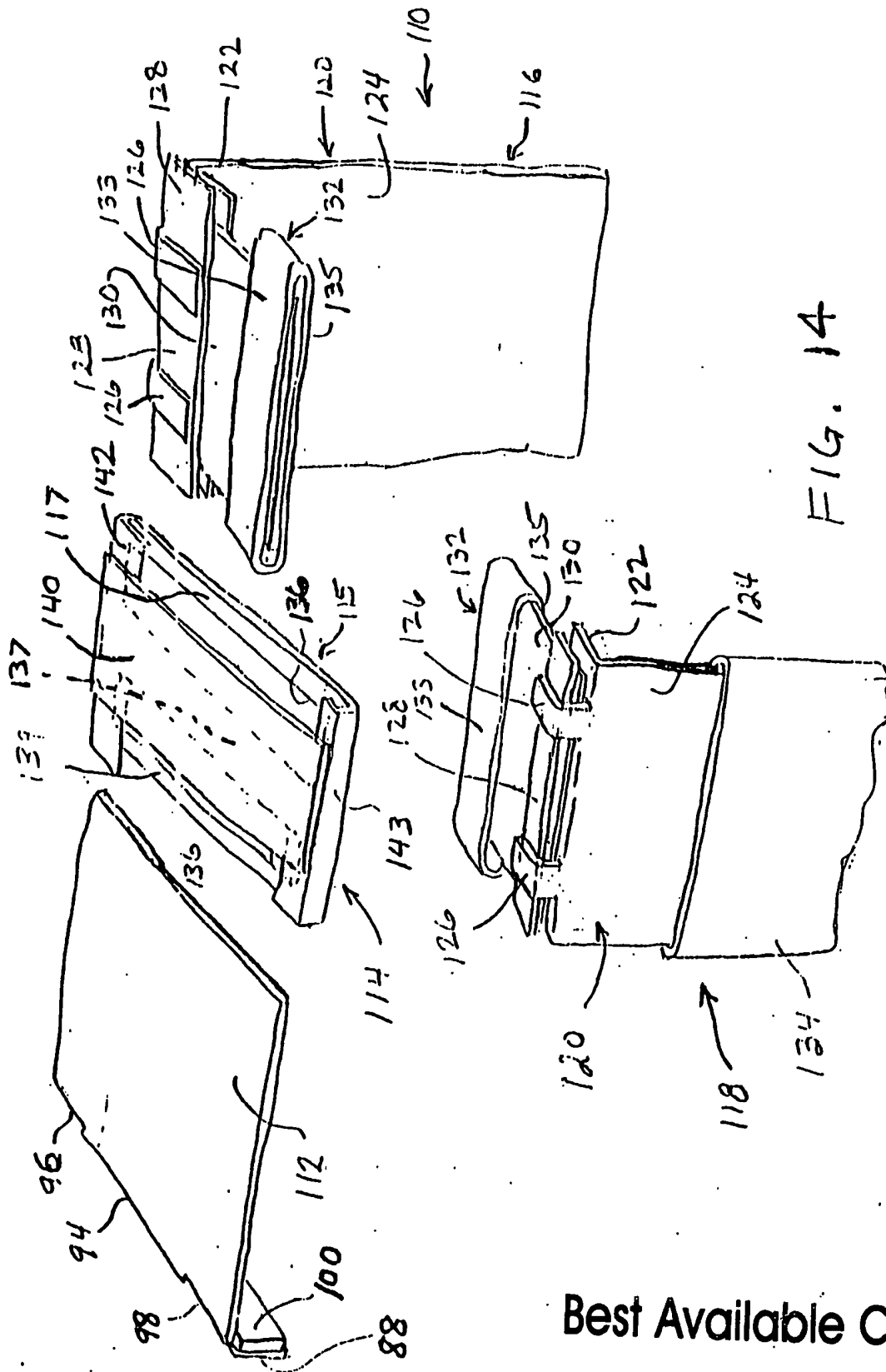
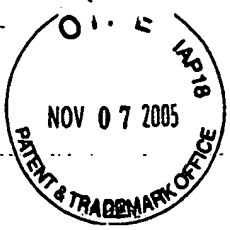
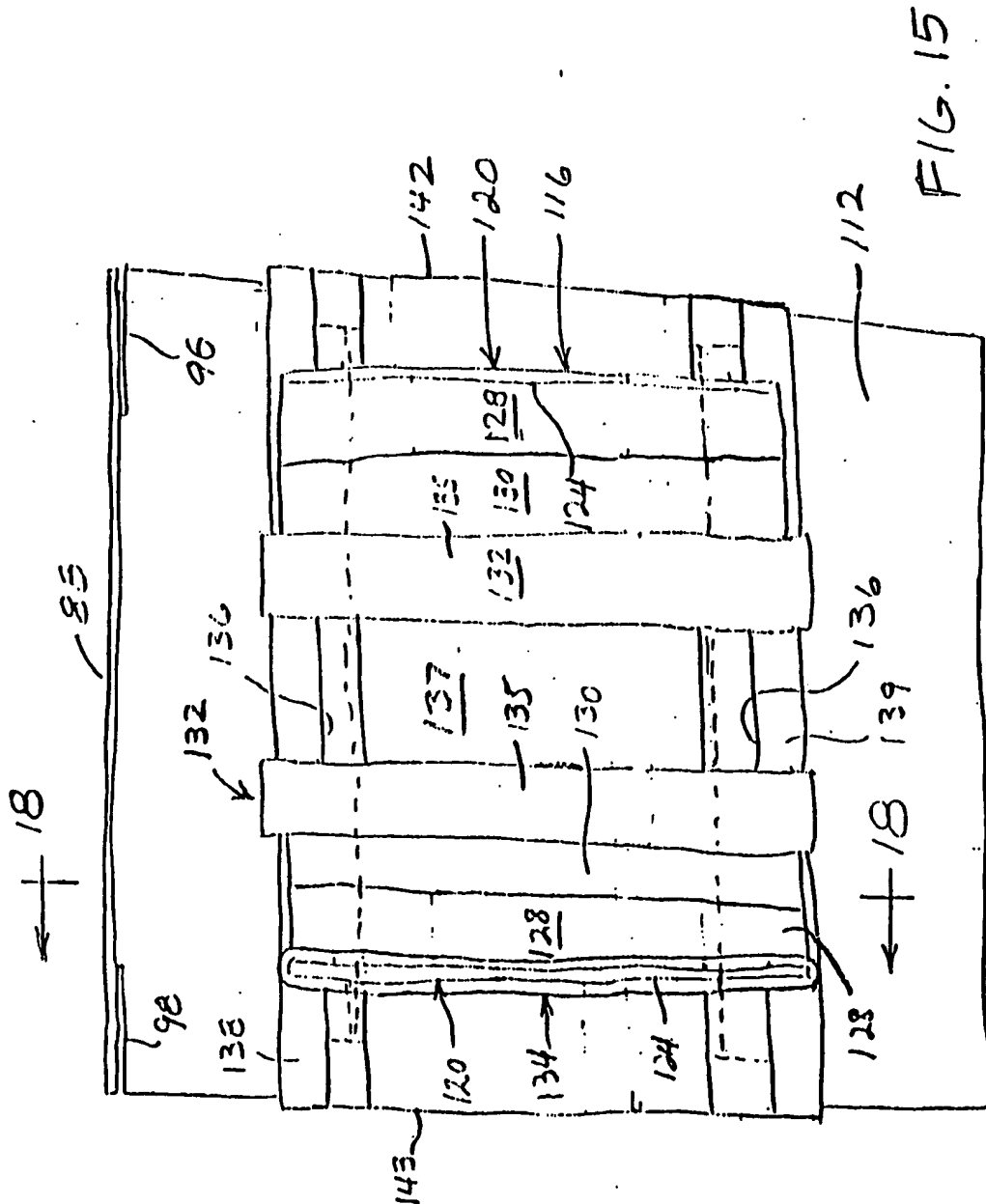


FIG. 14



REPLACEMENT SHEET



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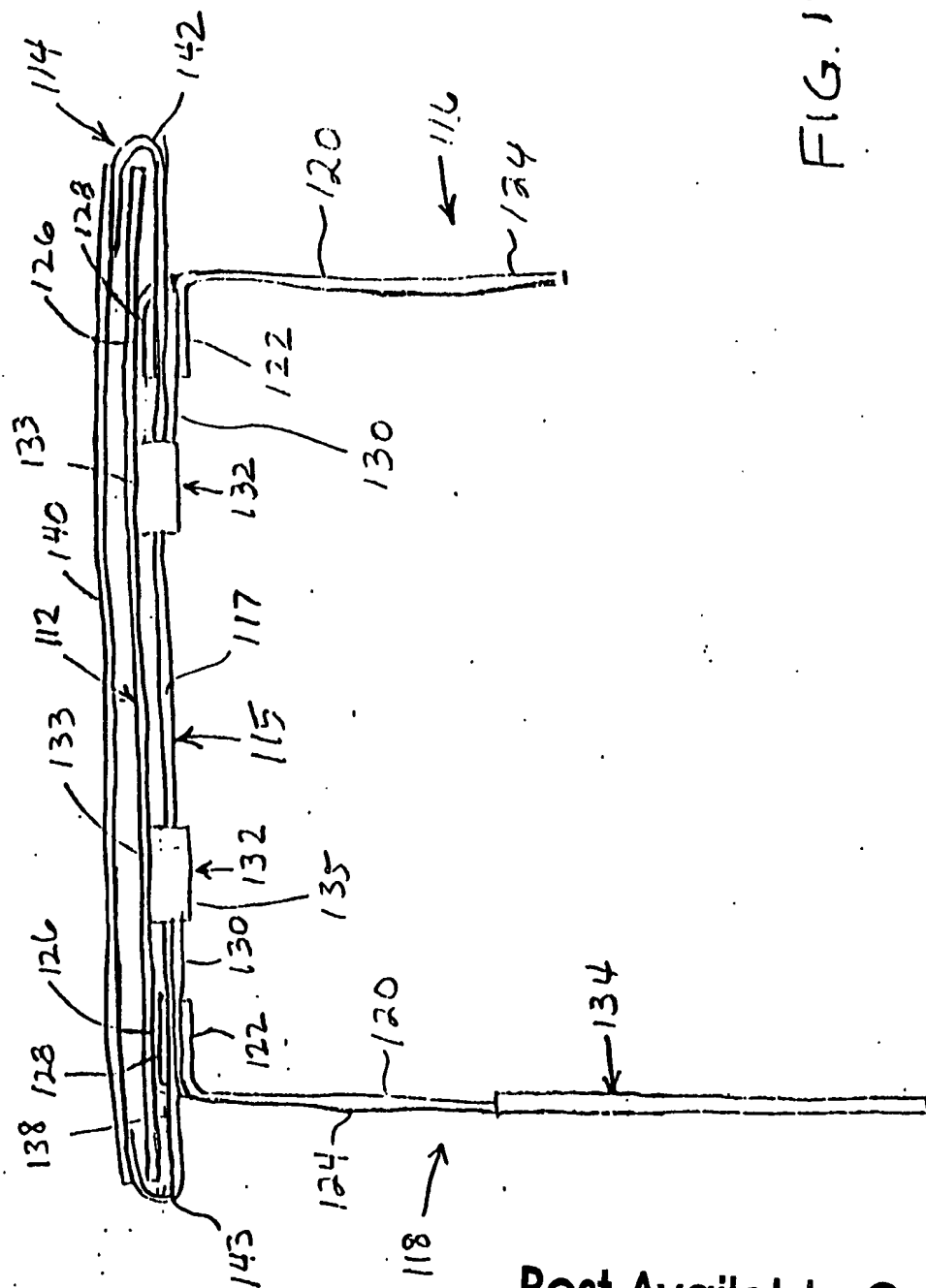


FIG. 19

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